

House Study Bill 723 - Introduced

HOUSE FILE _____

BY (PROPOSED COMMITTEE
ON JUDICIARY BILL BY
CHAIRPERSON SWAIM)

A BILL FOR

1 An Act requiring notice to the board of parole and the
2 department of corrections about offenders required to serve
3 certain special sentences.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 907.8, unnumbered paragraph 4, Code
2 2009, is amended to read as follows:

3 In each case wherein the court ~~shall order said orders~~
4 the person committed to the custody, care, and supervision of
5 the judicial district department of correctional services, the
6 clerk of the district court shall at once immediately furnish
7 the director of the judicial district department of
8 correctional services with certified copies of the indictment
9 or information, the minutes of testimony attached thereto, the
10 judgment entry if judgment is not deferred, and the original
11 mittimus. If an offense requires the service of a special
12 sentence under section 903B.1 or 903B.2, the clerk of the
13 district court shall also furnish the board of parole and
14 the department of corrections with certified copies of the
15 indictment or information, the minutes of testimony attached
16 thereto, the judgment entry if judgment is not deferred,
17 and the original mittimus. The county attorney shall at
18 once immediately advise the director, by letter, that the
19 defendant has been placed under the supervision of the judicial
20 district department of correctional services and give the
21 director a detailed statement of the facts and circumstances
22 surrounding the crime committed and the record and history
23 of the defendant as may be known to the county attorney. If
24 the defendant is confined in the county jail at the time
25 of sentence, the court may order the defendant held until
26 arrangements are made by the judicial district department of
27 correctional services for the defendant's employment and the
28 defendant has signed the necessary probation papers. If the
29 defendant is not confined in the county jail at the time of
30 sentence, the court may order the defendant to remain in the
31 county wherein the defendant has been convicted and sentenced
32 and report to the sheriff as to the defendant's whereabouts.

33 EXPLANATION

34 This bill relates to providing notice to the board of parole
35 and the department of corrections about offenders required to

1 serve certain special sentences.

2 The bill requires the clerk of the district court to furnish
3 the board of parole and the department of corrections with
4 certified copies of the indictment or information, the minutes
5 of testimony, the judgment entry if judgment is not deferred,
6 and the original mittimus for persons required to serve a
7 special sentence and who are placed on probation. Current
8 law requires the clerk of the district court to furnish such
9 information to the judicial district department of corrections.